NTRADICTS DR. WILLIAMS.

ert Aurich, Morgue Attendant, swears the Physician Said a: the Autopsy He Could Not Determine he Cause of Rice's Death.

corder Goff sat in the library of the continuation of the argument victed of the murder of William M. and because of newly discovered The sweet-faced and demure little

opposed the motion.

Patrick agreed to present the newly attracted the crowd. its, and when the hearing was called is morning Mr. Garvan put Robert arich on the witness-stand to question

was present when the autopsy was ade on Mr. Rize's body. Dr. Hamil-Mrs. Powers about the occurrences of n Williams at the trial of Patrick were that he found a partial congesn of the lungs and evidence that Mr died of a "gaseous irritant polson." s said at the time of the autopsy

the congestion was coextensive that there was nothing to show of at Mr. Rice dled.

urleh Contradicts Williams. arich said he took notes at the autopsy t the request of Dr. Donlon, who made he autopsy, and that he could not be answer for the lawyer and the stenog-listaken as to the words used by Dr. Villiams. He said he had offered his

Viliams. He said he had offered his calimony to the District-Attorney be the trial of Patrick, but that the Assistant District-Aftorney, Mr. Osporae, had declined to call him.

Dr. Albert T. Weston, another, of the stants in the appeal papers, questioned by the Assistant District-Attorney said Mr. Tomlinson had retained him to review the medical evidence in the Patrick trial. He received \$255 for his services, and it was a insigation that Augich, Fance in the had visited counsel. Dr. Islanded that he was working of the shad visited counsel. Dr. Islanded that he was working of the shad visited counsel by the Assistant District-Attorney said for he shad was guilty. Horace B. Bull, jr., a grandson of the elder Mr. Powers, twenty-two years old. "satified that he ran up stairs with his randmother when the row began, the night of the golden wedding." It ushed into Jesse's room. Mrs. Harry Powers was on the floor, between Jesse and Harry. Harry had just struck Jesse in the face. Mrs. Harry Powers confessed.

Mr. Littleton kcpt right on and presently was discomfited, for he elicited that after the fracas that night Mrs. Minnie Powers confessed to her husband. Horace, before her, that was guilty.

Horace B. Bull, jr., a grandson of the elder Mr. Powers, twenty-two years old. "satified that he ran up stairs with his randmother when the row began, the night of the golden wedding." It ushed into Jesse's room. Mrs. Harry Power was on the floor, between Jesse and Harry. Harry had just struck Jesse in the face. Mrs. Harry Power was on the floor, between Jesse in the face, Mrs. Harry had just struck Jesse in the face, Mrs. Harry Powers confessed that after the fracas that night Mrs. Minnie Powers confessed that after the fracas that night Mrs. Minnie Powers confessed that after the fracas that night Mrs. Minnie Powers confessed that after the fracas that night Mrs. Minnie Powers confessed that her an up stairs with his randmother when the row began, the light of the golden wedding. It was a stantant was a stantant was a stanta

being set as the desired to go into Dr. Wastra's troubles with the Board of Coroners, but Recorder Goff ruled that the matter was irrevelant. Patrick Defense Fund.

this affidavit told of the investigation and at the time of Mr. Rice's death, and sais it was in consequence of Dr. bollin's report of the result of the aurosy that no arrest was made. The hearing was not completed and lecorder Goff set 10.30 A. M. on Friday

XHITE SQUADRON

Squadron were three scouts at thern end of Mona Passage, and

result was due to the plans fol-The problem required the White

and San Brancisco were unable to

FIGHT FOR LIFE. TELLS HER STORY

corder Goff Hears Argument Pretty Defendant in Divorce Case Draws Such Crowds that Judge Has to Order the Court Gates Locked.

MOTHER-IN-LAW TESTIFIES

Says Young Bride Confessed to Her Husband in Her Presence When Accused by Him of Misdoings with His Brother.

Justice Hall was obliged to order the Criminal Courts Building to-day to gates closed to-day at the end of the corridor leading to the court chamber motion of Albert T. Patrick, where he is conducting the trial of the Harlem society couple, Harry and Minfor a new trial. Patrick, through nie Powers, of Mount Morr's Park, beounsel, John C. Tomlinson and E. cause of the crowd of curiosity seekers says his conviction should who flocked to the scene. The court

Fince.

Tanch P Garvan, of the Districtwith shocking irregularities of conduct orney's staff, represented the People with his brother, Jesse Powers, jr., was to take the stand to-day as a witness t the hearing last Saturday counsel in her own defense, and it was this tha

Pretty Defendant Arrives.

Tee young wife came to court in another creation of the ladies' tailor; this n about the sworn statement that hat, in recognition of old winter's apkes a part of Mr. Tomlinson's moving pearance, and a fluffy white chiffon bow at her throat set off her flushed face

the night after the celebration of her own golden wedding in the Mount Morris Park mansion, was resumed by Martin W. Littleton.

Mrs. Powers was present to tell what else her son Harry said besides "Mother, I have caught Minnle and Jesse," when he rushed up the stairs on this occa-

The silver-haired but youthful old Replying to Mr. Garvan's questions, mother fenced and finally wept over it. and permitted Mrs. Powers to write her until Justice Hall came to the rescue

Co-Defendant Testifies.

On cross-examination young Ball said Aunt Minnie was sitting on the floor. She was in evening dress.
That concaided the evidence against
Mrs. Powers,
Jease Powers, jr., was the first witliess for the defense. He denied all
the charges made by his brother against

Patrick Defense Fund.

Dr. Weston, seelying to a question from Mr. Garwan, said he had never early that Mr. Milliken had deposited \$0.000 to be used to secure a new trial of Patrick. That was all counsel wanted and Mr. Garvan, answering some remarks of Mr. Tomilinson, said:

"What do you think of a doctor who would be willing to awear to one thing of a trial for murder; and then change his views for a fee."

"What?" shouled Dr. Weston, striding back to his seat and facing the awyer across the table.

"That's all." put in Mr. Tomlinson in a peace-making sort of way.

"Oh. I'll repeat it any time, said Mr. Jervan.

"That will do," ruled the Recorder and the incident closed.

Detective-Sergeant James F. Vallely be like next witness, He had not signed a sill with the high to form equined for him, because was not sure of how far the etilete of the Detective Bureau held him loof from equined for the defense. Mr. sarvan told him to go ahead and sign it. This affidavit told of the investigation hade at the time of Mr. Rice's death, took the stand at this point. She testing the wind at this point. She testing the relation of the golden with the form equined for the defense. Mr. Sarvan told him to go ahead and sign it. This affidavit told of the investigation hade at the time of Mr. Rice's death, took the stand at this point. She testing the relation of the golden were in the next room.

Young Mrs. Powers's Story.

Loved Him as a Brother.

st. which left Mayaguez as Ad-sumners fleet entered. She was d to escape.

"I started upstairs to fix Harry's bed. There were lights in the hall all the way up. When I got up to the third floor Jesse Powers stepped out of

The problem required the White on to take a position at 6 o'clock afternoon of Dec. 5 at a point on le located 142 miles east of Barbathe objective being Mayaguez, mila. Ponce, Ensenada or Culeng Mayaguez, not the control of the co



RINCIPALS IN THE POWERS DIVORCE CASE





HARRY L. DOWERS

PLEADS FOR JAIL

Asks that He Be Locked Up for the Winter, so That He Might Live.

Standing among the human derelicts but neatly dressed, who asked toinette Erskine. Magistrate Tighe to send him to prison for the rest of the Winter, as he was out story he committed him for six months. instances the cases were dismissed. man said his name was John led Magistrate Tighe to question him. 'Your Honor," said Short, "I have tained. and that when a man has no money he has no friends. There was a time that I had plenty of both, but that time

of life at least.

Was a Confidential Clerk. fidence of my employer, until there was were not charged, some trouble over the affairs of the "I wanted a gentleman's divorce," said

Mrs. Minnie Powers, the defendant, took the stand at this point. She testified in a cool and steady way. Her voice was as pleasing as her face. She she and her husband lived at her father's home all, but eight months of the amount right. I did not take the money and never was able to understand the cause of the shortage. I stand the cause of the shortage. I street, around the corner, and I had lived with my parents in One Hundred and Twenty-fourth street, around the corner, and I had seeded over a house I owned in Henry street, around the corner, and I had seeded over a house I owned in the mending, darned the family socks, waited on table, made the heds and other. I had no other I had no other. I had here done and her husband as high as \$100 a week. I thought I say the husband.

The visit of Mrs. Harry Payne White. Were the large the work in the took up his residence at No. 21 South Broad street, Elizabeth. New York Erskine took up his residence at No. 21 South Broad street, Elizabeth. New York Erskine took up his residence at No. 21 South Broad street, Elizabeth. New York Erskine took up his residence at No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New York Erskine took up his residence in No. 21 South Broad street, Elizabeth. New

his story, and it bore every evidence of being genuine. While he was in court some of the officers recalled that he was the way up. When I got up to the this same man who was fished out of third floor Jesse Powers stepped out of this room.
"He said. 'Oh, is it you?' I hadn't the time that he had attempred suicide, and said he had slipped and fell in.

CAT TOLD OF BURGLARS.

They Robbed This House of \$1,000 Worth of Corns.

A jot of jewelry and a coin collection of a total value of \$1,000 were stolen

THIRD EFFORT TO CET DIVORCE

to Drift Apart Brings to Light Some Very Surprising Revelations.

HE WAS ONCE PROSPEROUS. HUSBAND ASKS FREEDOM.

the Butler Street Court in Brooklyn hearing testimony in the divorce case his morning was a man clean and of John K. Erskine against Marie An-This is the third time the couple have

of employment, had no money and Erskine entered an action charging starvation was staring him in the face. abandonment and cruelty. In return the After the Magistrate had heard his husband alleged unfaithfulness. In both

that he was thirty-two was of a very sensational nature, it years old. He contrasted sharply with being alleged that Mrs. Erskine was the other prisoners in the dock, and this enamored of a common tramp, who she dressed in new clothes and then enter-The Erskines are well-to-do, being

rominent in shipping oircles. It developed on the hearing to-day s past. I cannot get work, and it is that young Erskine told Walter R.

lither starvation or suicide with me Beach, a New York lawyer, that his now, unless you put me away some-now, unless you put me away some-order to free him from his wife. Heach was acting for Mrs. Erskine, and the "In 1896 I was the confidential clerk amination that he told Mr. Beach to go nd bookkeeper for Richard K. Fox. into any State in the Union and enter the publisher of the Police Gazette. I the action and it would not be defended, had a good position and had the con- providing that unfaithfulness or cruelty

paper and an examination of the books Erskine on the stand. The young couple announcement may be made to-day.

held a caucus in the Assembly chamber

to-day and elected these officers: hairman of the Caucus and Party Leader, R. M. Boyd, fr., Essex; Clerk, James Barker, Passaic; Assistant Clerk, Upton S. Jeffreys, Camden; Journal Clerk. George J. Coe., Union: Sergeant at-Arms, George T. Powell, Essex; As-sistant, George Lutz, Atlantic; Super-visor of Bills; George A. Grover, Es-sex; Bill Clerk, Edward S. Totten, Mor-ris; Assistant Bill Clerk, John King.

PLEA FOR A BARGE CANAL.

ind San Francisco were unable to the standard speed, twelve knots, were ordered to be detached and deployed as scouts over the standard speed, twelve knots, rore ordered to be detached and deployed as scouts over the standard speed, twelve knots, room, She sat on the edge of the standard speed, twelve knots, room, She sat on the edge of the standard speed, twelve knots, room, She sat on the edge of the stood at its foot. Shoving his hand, into his pockets Harry said:

"Now, you needn't say a word, You're still." Jesse has confessed all, and; will be seed the north shore of that a until north of Porto Rico and a rangled the north shore of that a until north of Moha Passage, be Porto Rico and a half, perhaps."

"You were very fond of Jesse, were you north be seed then north shore of the new and a half, perhaps."

"You were very fond of Jesse, were you're seed the north shore of the call man hour and a half, perhaps."

"You were very fond of Jesse, were you're seed the north shore of the call seed then north shore of that a until north of Moha Passage, be Porto Rico and San Dominion."

"You were very fond of Jesse, were you were very fond of Jesse, were you north shore of the call seed then north shore of the call seed then north shore of the same shore the convince people it actually grows hair, stope, hair shing out respectively to the call seed the north shore of the call seed the north

CHANCE IN

Without Friends or Money, He Latest Attempt of the Erskines Although Physician Spent Night at Patient's Bedside, the Bulletins on His Condition Are Reassuring.

ryphold fever, his physician, Dr. Austin Flint, of No. 34 East Fifty-fourth street, spent the night at the bedside of his patient. Not until 8 o'clock this morning did the physician lie down for a moment's rest.

I at once present all the made violent love to me, almost from the moment of our first meeting, but we did not become engaged for a year. After that the engagement dragged along for nearly two years, for Mr. Herbert Janes had no money and his family very much opposed to the matter.

No formal bulletin was issued from the sick room. The butler was deputed to answer all inquiries as to his master's condition. He told an Evening World reporter that Mr. Vanderbilt had passed a very comfortable night and that his fever this morning is a trifle lower than yesterday. There was a constant stream of car-

riages and automobiles calling at the house, the occupants being friends of Mr Vanderbilt anxious to know his condiinquire on this point. As one result of the present serious You

Vanderbilt, who inherited the bulk of the fortune and the leadership of the family when Cornellus was cut off, has sent a note to his sick brother, but this has nor been verified.

No visitors outside of the family are admitted to the home of the sick millionaire. Mrs. Whitney was the first in the family to be admitted. Her call was not announced before she came. It is probable that others of the family who wish to see him will be admitted. While Dr. T. C. Janeway and Dr. Austin Filmt, it, who have the base in hand, say that the filmess of the young man is serious, they express hope of his early recovery.

THE WIFE, HUSBAND AND HER BROTHER-IN-LAW. JAIN HIKE KEPT IN BONDACE

Formal Demand to His Mother for the Return of Her Just Wed Spouse.

Mrs. Herbert Janes, who was married ast Thursday after having compromised panic to-day in Grammar School No. 67 \$25,000 breach of promise suit for \$200, and whose husband deserted her an hour after the ceremony, has declared that athletic High School boys extinguished her husband is confined a prisoner in his mether's house, No. 748 West End

She has written a letter to Mrs. Janes warning her that she will begin legal roceedings against her for the recovery Herbert to-morrow unless he returns

She alleges that his family is trying to get him to consent to a commitment to an insane asylum in order to keep him from her. He has already been it an asylum once. Mrs. Janes is also after started the fire. o give her the marriage certificate. H. Burtis, of No. 69 Wall street, and of the children in the primary grades, cting on his advice has sent her the But the day was so cold that one of the

following letter:
Mrs. Edward Janes: Unless Her-Mrs. Edward Janes: Unless Herbert, my husband, returns to me I shall be obliged to take legal proceedings. I have no desire for publicity, but if it is necessary I shall, as his wife, take steps to have my husband returned to me.

He returned to your home yesterday after our marriage. He must be or is detained there. If he does not return to me to-morrow I shall see and retain counsel in the case. Respectfully yours,

MARION S. JANES.

Ne reply has been received by her.

Now in Seclusion.

Mrs. Janes, who left the Grand Union Hotel on the day following her husband's disappearance, is now living in

Mrs. Janes, who is a very beautiful ard Mrs. Janes, who is a very beautiful woman, is obviously very much in love with her husband, and her references to him are of the "beautiful angel, fiend angelic," style familiar to lovers of "Romeo and Juliet." She said:
"I first met my present husband at the selection were notified, and a search is being made for the boy.

ILLNESS MAY HEAL BREACH.

ILLNESS MAY HEAL BREACH.

With her husband, and her references to him are of the "beautiful angel, flend angelic," style familiar to lovers of "Romeo and Juliet." She said:

"I first met my present husband at the Hotel Manhattan four years ago. I was living at the hotel at that time. and I think I may say I was favorably known there. My first husband, Dr. May, had died two years before, leaving me comfortably off, and although I had a great many men calling upon me at the time I at once preferred Mr. Janes to any of them.

his family the match. Didn't Have Any Money.

"The whole trouble was that he did not have any money. Why, when I was in temporary difficulties and wrote him asking him to help me out on a hotel bill he sent me this letter:

bill he sent me this . Oct. I. 1972.

Marion—I am miserably unhappy that I cannot assist you. I have tried all ways and failed. You know that I would do anything failed. You know that I would not ill I am ruining myself, but until I am for you. I am ruining myself, but until I am must try to get along by your-must try to get along by your-must represent the control of the contro Another letter which Mr. Janes wrote in July of this year is of a slightly

illness of Mr. Vanderbilt, society exclimax had come, I cannot get one dollar. How
pects to ear of a reconciliation which
will reunite the wealthy family. An

could, For you I would take the clothes off my
could. For you I would take the clothes off my
could. For you I would take the clothes off my

CAPTURES A PORT

The place of an upstairs girl when a not other. I had never one such as the place of an upstairs girl when a control take mo out. When the place of an upstairs girl when a starch manufacturing concern and made as the place of an upstairs girl when the place of th



Mrs. Herbert Janes Makes a Put Out Lively Blaze in Grammar School No. 67, in West Forty-sixth Street, While the Primary Children Walk Out.

REPLY IS RECEIVED. MAY BE INCENDIARY FIRE.

There might have been a serious fire six-story structure at No. 120 West Forty-sixth street, had not a lot o the flames while the younger children were marched to the street through the smoky halls without confusion. The fire started in a storeroom stuffed with excelsior, old desks, piles of lumber and other inflammable ma-terial. The room is in the front of the parement and adjoining the gymnas-

had been dismissed from the school entered the storeroom from the street as he could have done with ease, and the Rev. Dr. Houghton, of the "Little Ordinarily it would have burned with-Church Around the Corner," who married her, but who now, she says, refuses at that hour the janitors were in another part of the building preparing She has consulted her lawyer, Charles the assembly rooms for the luncheon

> more ccal on the furnaces just as the blaze was beginning to make smoke. In the gymnasium were two classes of nigh School boys, numbering about a score, exercising under the direction of Prof. J. Crampton. The janitor wisely \$2.25 to \$4.50 each. gave the alarm to the gymnasium in-structor, who formed his drilled boys into a fire brigade without delay.

janitors entered the basement to put

Hanging on the walls of the gymnas-ium were many fire buckets filled with salt water. The boys grabbed these. rushed to the storeroom and in a few moments not a spark remained to mark the scene of the beginning of the blaze. In the mean time the janitor had band's disappearance, is now living in seclusion at No. 119 West Fifty-sixth street. To an Evening World reporter she told the complete story of her troubles, from the time of her first meeting with Herbert Janes four years ago to his disappearance two hours after the wedding, on Thursday last.

Mrs. Janes, who is a very beautiful ard jearned from some of the publishment of the grantor had sounded the fire-alarm and Principal J. J. Shepard, his assistant, Mr. O'Flahe-herty, and the various teachers called the fire drill. The children were mustered in companies in the hails of each of the six floors and marched to the street. Frequent drilling in this had prepared them for the emergency and there was little or no confusion. When the fire was out Principal J.

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\$2.25, \$2.50 & \$2.75 per pattern. um. It is supposed that a boy who

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